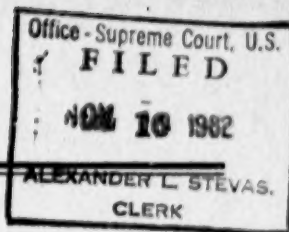


82 - 926

No.



IN THE

Supreme Court of the United States

NOVEMBER TERM, 1982

IN THE INTEREST OF C. AND K.,
Children.

On Appeal from the Supreme Court of Iowa

**APPENDIX TO APPELLEE — STATE OF
IOWA'S MOTION TO DISMISS**

THOMAS J. MILLER
Attorney General of Iowa
Hoover Building
Des Moines, Iowa 50319

MARK E. SCHANTZ
Solicitor General
Hoover Building
Des Moines, Iowa 50319
Telephone 515/281-5191

BRENT D. HEGE
Assistant Attorney General
Hoover Building
Des Moines, Iowa 50319

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APPENDIX

Iowa Code Section 232.2(5) (1981)

5. "*Child in need of assistance*" means an unmarried child:
- a. Whose parent, guardian or other custodian has abandoned the child.
 - b. Whose parent, guardian or other custodian has physically abused or neglected the child, or is imminently likely to abuse or neglect the child.
 - c. Who has suffered or is imminently likely to suffer harmful effects as a result of:

1. Conditions created by the child's parent, guardian, custodian; or

2. The failure of the child's parent, guardian, or custodian to exercise a reasonable degree of care in supervising the child.

d. Who has been sexually abused by his or her parent, guardian, custodian or other member of the household in which the child resides.

e. Who is in need of medical treatment or cure, alleviate, or prevent serious physical injury or illness and whose parent, guardian or custodian is unwilling or unable to provide such treatment.

f. Who is in need of treatment to cure or alleviate serious mental illness or disorder, or emotional damage as evidenced by severe anxiety, depression, withdrawal of untoward aggressive behavior toward self or others and whose parent, guardian, or custodian is unwilling or unable to provide such treatment.

g. Whose parent, guardian, or custodian fails to exercise a minimal degree of care in supplying the child with adequate food, clothing or shelter and refuses other means made available to provide such essentials.

h. Who has committed a delinquent act as a result of pressure, guidance, or approval from a parent, guardian or custodian.

i. Who has been the subject of or a party to sexual activities for hire or who poses for live display or for photographic or other means of pictorial reproduction or display which is designed to appeal to the prurient interest and is patently offensive; and taken as a whole, lacks serious literary, scientific, political or artistic value.

j. Who is without a parent, guardian or other custodian.

k. Whose parent, guardian, or other custodian for good cause desires to be relieved of his or her care and custody.

1. Who for good cause desires to have his or her parents relieved of his or her care and custody.